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Before the
Federal Communications Commission
Washington, D.C. 20554

AUG 17 2001

In the Matter of

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Amendment of Section 73.202(b)
Table of Allotments
FM Broadcast Stations
(Paducah, Texas)

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)

MM Docket No. 01-156
RM - 10177

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

COMMENTS

First Broadcasting Company, L.P., Next Media Licensing, Inc., Rawhide Radio, L.L.C., Capstar TX Limited Partnership and Clear Channel Broadcasting Licenses, Inc. ("Joint Parties"), by their respective counsel, hereby submit their Comments to the *Notice of Proposed Rule Making*, DA 01-1670 (rel. July 13, 2001) in the above-captioned proceeding. The Joint Parties' interest in this proceeding stems from the Counterproposal they filed in MM Docket No. 00-148. The comment date in that proceeding was October 10, 2000. One of the proposals in that Counterproposal was the allotment of Channel 296C3 at Wellington, Texas.

The *NPRM* proposed to allot Channel 296C3 to Paducah, Texas, as the community's first local aural transmission service. The petition to allot Channel 296C3 was filed by Charles Crawford on May 18, 2001. The attached channel study demonstrates that the proposal for Channel 296C3 is short spaced to the prior-filed proposal for Channel 296C3 at Wellington by 63.61 km. The Commission may have failed to identify this short spacing when it issued the *NPRM* in this proceeding because it appears that the Commission had not at that time entered all of the proposals in MM Docket 00-148 into its data base. However, on August 3, 2001, the Commission issued a

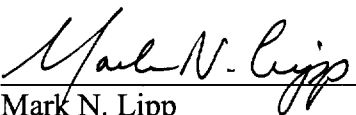
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Public Notice, Report No. 2500 announcing acceptance of the Wellington rule making proposal. Accordingly, the Commission should rescind the Notice of Proposed Rule Making as late filed to a pending rule making proceeding. See e.g., Comfort, Texas, DA 01-1864 released August 3, 2001.

Accordingly, the Joint Parties urge the Commission to protect their prior filed and cut-off proposal for Channel 296C3 at Wellington, Texas and dismiss the proposal for Channel 296C3 at Paducah, Texas, expeditiously.

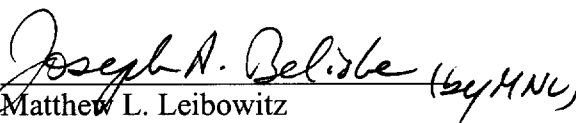
Respectfully submitted

FIRST BROADCASTING COMPANY L.P.
RAWHIDE RADIO L.L.C.

By: 
Mark N. Lipp
J. Thomas Nolan
Shook Hardy & Bacon LLP
600 14th Street, NW
Suite 800
Washington, DC 20005
(202) 783-8400

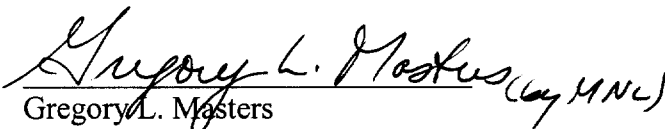
Their Counsel

NEXT MEDIA LICENSING, INC.

By: 
Matthew L. Leibowitz
Joseph A. Belisle
Leibowitz & Associates, P.A.
One Southeast Third Avenue
Suite 1450
Miami, FL 33131-1715
(305) 530-1322

Its Counsel

CAPSTAR TX LIMITED PARTNERSHIP
CLEAR CHANNEL BROADCASTING LICENSES, INC.

By: 
Gregory L. Masters
Wiley Rein & Fielding
1776 K Street, NW
Washington, DC 20006
(202) 719-7370

Their Counsel

August 17, 2001

Ch 296C3 Wellington, TX

Note conflict with proposed allotment of Ch 295C2 at Altus, OK

Note conflict with proposed allotment of Ch 296C3 at Paducah, TX

34 49 13 N.			Class C3				Search Date
100 14 29 W.			Current rules spacings				08-06-01
----- Channel 296A -107.1 MHz -----							
Call	Ch#	City	State	Bear'	Dist'	R'qrd	Margin

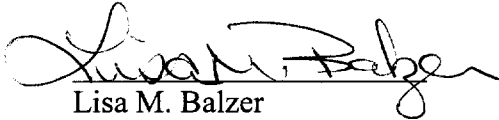
RADD	296C3	Wellington	TX	0.0	0.00	153.0	-153.00 *
RADD	296C3	Paducah	TX	184.0	89.39	153.0	-63.61 *
Of Note:							
New filing that conflicts with original counterproposal							
ALLO	298C3	Wellington	TX	0.0	0.00	43.0	-43.00 *
RADD	295C2	Altus	OK	101.8	87.99	117.0	-29.01 *
Of Note:							
New filing that conflicts with original counterproposal							
RDEL	295C1	Clinton	OK	57.3	135.79	144.0	-8.21 *
KPURFM	296A	Canyon	TX	280.9	155.53	142.0	13.53
KVOPFM	295C2	Plainview	TX	244.8	145.39	117.0	28.39
KVRW.A	297C2	Lawton	OK	97.3	160.08	117.0	43.08

CERTIFICATE OF SERVICE

I, Lisa M. Balzer, a secretary in the law firm of Shook, Hardy and Bacon, do hereby certify that I have on this 17th day of August, 2001 caused to be mailed by first class mail, postage prepaid, copies of the foregoing "Comments" to the following:

* Ms. Sharon McDonald
 Federal Communications Commission
 Mass Media Bureau
 445 12th Street, SW
 Room 3-A226
 Washington, DC 20554

Charles Crawford
4553 Bordeaux Avenue
Dallas, Texas 75205
Petitioner for Paducah, Texas


Lisa M. Balzer

* Hand Delivered